



Docket No.: 826.1746

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:

Toshiki TANAKA, et al.

Serial No. 09/939,700

Group Art Unit: 3662

Confirmation No. 4440

Filed: August 28, 2001

Examiner: A. Sommer

For: OPTICAL TRANSMISSION SYSTEM AND METHOD

**SUBSTITUTE AMENDMENT**

**RECEIVED**

JAN 06 2004

**GROUP 3600**

Sir:

This is in response to the Notice of Non-Compliant Amendment mailed December 9, 2003, and having a period for response set to expire on January 9, 2004. This Amendment includes all of the changes and remarks in the Amendment filed by certificate of mail on September 8, 2003 and received by the U.S. Patent and Trademark office on September 11, 2003.

The following amendments and remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.